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10 Attorneys for Defendant
11 ALBERTO SOTO, JR.

12 IN THE UNITED STATES DISTRICT COURT
13 FOR THE EASTERN DISTRICT OF CALIFORNIA

14 UNITED STATES OF AMERICA,
15 Plaintiff,
16 vs.
17 ALBERTO SOTO, JR.,
18 Defendant.

19 Case No. 1:20-mj-00089-SAB
20 STIPULATION TO CONTINUE SENTENCING
21 HEARING; ORDER

22 IT IS HEREBY STIPULATED, by and between the parties through their respective
23 counsel, Assistant United States Attorney Jeffrey Spivak, counsel for plaintiff, and Assistant
24 Federal Defender Laura Myers, counsel for Alberto Soto, Jr., that the sentencing hearing
25 scheduled for April 18, 2024, may be continued to May 23, 2024, at 10:00 a.m.

26 On December 14, 2023, Mr. Soto made an initial appearance for an allegations that he
27 violated his probation. On February 15, 2024, he entered an admission to the charges.
28 Sentencing was set for April 18, 2024.

29 Mr. Soto underwent emergency surgery on Friday, April 5, and he remains hospitalized
30 pending a follow-up surgery. He expects to be hospitalized for several more weeks.

31 For this reason, a continuance of the sentencing hearing in this case is in the interest of
32 justice and reflects the most judicious use of the Court's resources. A one-month continuance
33 will allow Mr. Soto to appear after he is out of the hospital.

1 Respectfully submitted,

2 HEATHER E. WILLIAMS
3 Federal Defender

4 Date: April 15, 2024

5 /s/ Laura Myers
6 LAURA MYERS
7 Assistant Federal Defender
8 Attorney for Defendant
9 ALBERTO SOTO, JR

10 PHILLIP A. TALBERT
11 United States Attorney

12 Date: April 15, 2024

13 /s/ Jeffrey Spivak
14 JEFFREY SPIVAK
15 Assistant United States Attorney
16 Attorney for Plaintiff

17 **O R D E R**

18 **IT IS SO ORDERED.** The sentencing hearing currently set for April 18, 2024, is hereby
19 continued to May 23, 2024, at 10:00 a.m. The defendant is ordered to appear.

20 IT IS SO ORDERED.

21 Dated: April 15, 2024

22 
23 UNITED STATES MAGISTRATE JUDGE